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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:
NOZAKI

Application No.: 09/785,461

Group Art Unit: 3634

Filed: February 20, 2001

Examiner: Gregory J. Strimbu

Title: TRIM AND GLASS RUN ATTACHMENT STRUCTURE IN VEHICLE DOOR

Date: February 25, 2002

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RECEIVED,
REPLY TO ELECTION OF SPECIES REQUIREMENT
MAR 04 2002

Hon. Commissioner of Patents
Washington, D.C. 20231

GROUP 3600

Sir:

In response to the Election of Species Requirement dated January 28, 2002, Applicant hereby provisionally elects Species I, readable on claims 1-5 and 8-9. This election is made with traverse.

It is respectfully submitted that the subject matter of all of the species is sufficiently related that a thorough search for the subject matter of any one species (e.g., corresponding to claims 1-5 and 8-9) would necessarily encompass a search for the remaining species (e.g., corresponding to claims 6 and 7). MPEP §803 states that "[i]f the search and examination of an entire application can be made without serious burden the Examiner must examine it under the merits, even though it includes claims to independent or distinct inventions." (emphasis added) Moreover, in the event claim 1 is found allowable in its generic form, rejoinder of claims 6 and 7 is respectfully requested.

Further, it is respectfully submitted that the Election of Species Requirement should be withdrawn in order to avoid unnecessary delay and expense to Applicant and duplicative examination by the Patent and Trademark Office.

Reconsideration and withdrawal of the Election of Species Requirement are respectfully requested.

Respectfully submitted,
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